

REMARKS

Claims 6-7 and 12-13 have been cancelled without prejudice, claims 23-25 have been withdrawn, claims 1, 8, 11 and 14 have been amended, and claims 26-27 have been added, leaving claims 1-5, 8-11, 14 and 26-27 in the case and at issue.

The present invention relates to a new and improved food making process for a fat substitute that mimics fat in texture and flavor.

Applicant is pleased to note that the Examiner stated that claims 6-7 and 13-14 would be allowable "if rewritten in independent form including all of the limitations of the base claim and any intervening claims" By this Amendment B claims 6-7 and 13-14 are no longer dependent upon a rejected base claim.

Claim 1 has been amended to include the limitation of claim 7, which has been cancelled. Claim 1 now includes the step of blending a sweetener with the rice flour in the slurry before the step of extruding. Claim 11, which is dependent on claim 1, has been amended to state that the sweetener is rice syrup, and claim 6 has been cancelled.

Original claim 1 has been rewritten as new claim 26 to include the time limitation of claim 13, which has been cancelled. Claim 14, which includes a temperature range, has been amended to be dependent on new claim 26 instead of original claim 1. Original claim 1 has also been rewritten as new claim 27 to include the second extrusion of cancelled claim 12 which was stated to be "free of the prior art of record." Previously presented claims 2-5 remain in the case since they are all dependent on currently amended claim 1 which is deemed to be in condition for allowance.

Claim 1 was rejected under 35 USC 112, second paragraph, primarily due to the term "depends." Claim 1 has been amended to remove "depends" and states that the enzyme activity initiated by pressures and temperatures present in the step of extruding hydrolyses the rice flour.

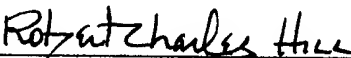
Claim 8 has been amended to make "flour" singular, and removed "substantially." Claim 8 now states that the hydrolyzed rice flour has less than half of the calories of fat. The basis for this is found on page 3, lines 26-30 of the specification. Also, the terms "bland, neutral taste" in claim 11 and "adjust" in claim 12 have been removed.

In view of the above, early allowance of claims 1-5, 8-11, 14 and 26-27 and passage of the application to issuance are earnestly solicited.

This Amendment B is being filed within two months of the mailing of the final action.

Respectfully submitted,

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